v. Google, Inc. Doc. 46

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

| | |
|---|---|
| UNITED STATES OF AMERICA,<br><br>Plaintiff,<br><br>v.<br><br>BARRY LAMAR BONDS,<br><br>Defendant. | Criminal No. CR 07-0732 SI<br><br>**STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME** |

The above-captioned matter came before the Court on March 21, 2008. The defendant was represented by Allen Ruby, Esq., and others, and the government was represented by Matthew Parrella, Assistant United States Attorney, and others. The matter was continued to June 6, 2008, at 11:00 a.m. in this Court for status.

The Court made a finding that the time from and including March 21, 2008, through June 6, 2008, should be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), because the

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ends of justice served by taking such action outweighed the best interest of the public and the defendant in a speedy trial. The finding was based on the need for the defendant to have reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and for continuity of counsel pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv). The finding was also based upon the government's representation that it intends to seek a superseding indictment prior to June 6, 2008, and its request for a sufficient amount of time to accomplish that.

The parties hereby agree to and request that the case be continued until June 6, 2008, and that the exclusion of time until then be granted. The parties agree and stipulate that the additional time is appropriate and necessary under Title 18, United States Code, § 3161(h)(8)(A), because the ends of justice served by this continuance outweigh the best interest of the public and the defendant in a speedy trial. This time exclusion will allow defense counsel to effectively prepare, taking into account the exercise of due diligence, and will provide for continuity of counsel for the defendant. This time exclusion will also allow government counsel time to seek a superseding indictment.

DATED: April 1, 2008

/s/
ALLEN RUBY
Counsel for Barry L. Bonds

DATED: April 1, 2008

/s/
JEFFREY FINIGAN
Assistant U.S. Attorney

So ordered.

DATED: 4/1/08

SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE